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SERIAL NUMBER REQUEST DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NO.
10/578,772 12/6/2010 LOGINOVA, ET. AL. 3975-075

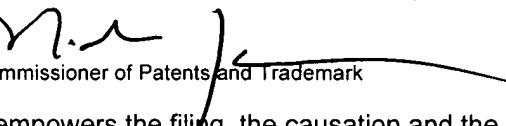
Title: MASCARA WITH FIBER COMPONENTS

	Art Unit	Paper Number
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Grant Date: 19-Aug-11

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for Commissioner of Patents and Trademark

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LICENSE FOR FOREIGN FILING

[Title 35, United States Code (1952) Sections 184, 185, 186]



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Petitioner: LOGINOVA, et al. :DECISION ON REQUEST
Petition No.: 10/578,772 :UNDER 37 CFR 5.25
Petition Filing Date: December 6, 2010
Attorney Docket: 3975-075

Title: MASCARA WITH FIBER COMPONENTS

This is a decision on the petition for retroactive foreign filing license.

It has been determined that a retroactive license for foreign filing under 35 U.S.C. 184 be granted with respect to the filing(s) listed below. The petition complies with 37 C.F.R. 5.25 in that there is an adequate showing that the subject matter in question was not under secrecy order, that the license was diligently sought, and that the material was filed abroad without the required license under 37 C.F.R. 5.11 through error and without deceptive intent. **However, for future reference, it should be noted that not determining inventorship until later in the prosecution process based on mere reliance on company practices or foreign (or any other country other than the U.S.) law, is not within the meaning of "error" as provided in 37 CFR 5.25(a)(3)(iii), and further explanation will be required, or the petition will be denied.** Petitioner states in Verified Statement, paragraph IV, "it has been our practice to first file patent applications in Germany or Europe *and then*, if international protection is desired, file ... in the United States." In the future, such practice will result in a denied petition.

Foreign Filing Location

Germany
EPO
China
Japan

Date

10 November 2003
09 November 2004
09 November 2004
09 Japan 2004

Yvonne R. Abbott
Patent Examiner
Licensing & Review



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